

Mississippi Secretary of State

125 South Congress St., P. O. Box 136, Jackson, MS 39205-0136

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME Mississippi Insurance Department / State Fire Marshal		CONTACT PERSON Mark Lampton, Spec. Asst. Att. Gen.	TELEPHONE NUMBER (601)359-2780	
ADDRESS P.O. Box 79		CITY Jackson	STATE MS	ZIP 39205
EMAIL mark.lampton@mld.ms.gov	SUBMIT DATE 11/22/16	Name or number of rule(s): Miss. Admin. Code, Title 19, Part 7, Chapter 7 (Rules and Regulations for the Mississippi Fire Prevention Code)		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: The amendments to existing rules update to the most current edition of the International Fire Code and add compliance standards for the sale of burglar bars.

Specific legal authority authorizing the promulgation of rule: Miss. Code §§ 45-11-105 (Rev. 2015).

List all rules repealed, amended, or suspended by the proposed rule: Miss. Admin. Code, Title 19, Part 7, Chapter 7.

ORAL PROCEEDING:

☐ An oral proceeding is scheduled for this rule on Date: _____ Time: _____ Place: _____

☒ Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

ECONOMIC IMPACT STATEMENT:

☐ Economic impact statement not required for this rule. ☒ Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
_____ Original filing _____ Renewal of effectiveness To be in effect in _____ days Effective date: _____ Immediately upon filing _____ Other (specify): _____	Action proposed: _____ New rule(s) <u>X</u> Amendment to existing rule(s) _____ Repeal of existing rule(s) _____ Adoption by reference Proposed final effective date: _____ 30 days after filing <u>X</u> Other (specify): February 1, 2017	Date Proposed Rule Filed: _____ Action taken: _____ Adopted with no changes in text _____ Adopted with changes _____ Adopted by reference _____ Withdrawn _____ Repeal adopted as proposed Effective date: _____ 30 days after filing _____ Other (specify): _____

Printed name and Title of person authorized to file rules: Mark Lampton, Spec. Asst. Att. Gen.

Signature of person authorized to file rules: *Mark Lampton*

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
Accepted for filing by		Accepted for filing by
	Accepted for filing by <i>#22407</i>	

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.



DELBERT HOSEMAN
Secretary of State

CONCISE SUMMARY OF ECONOMIC IMPACT STATEMENT

An Economic Impact Statement is required for this proposed rule by Section 25-43-3.105 of the Administrative Procedures Act. This is a Concise Summary of the Economic Impact Statement which must be filed with the Secretary of State's Office.

AGENCY NAME Mississippi Insurance Department / State Fire Marshal	CONTACT PERSON Mark Lampton, Spec. Asst. Att. Gen.		TELEPHONE NUMBER (601)359-2780
ADDRESS P.O. Box 79	CITY Jackson	STATE MS	ZIP 39205
EMAIL mark.lampton@mid.ms.gov	DESCRIPTIVE TITLE OF PROPOSED RULE Miss. Admin. Code, Title 19, Part 7, Chapter 7 (Rules and Regulations for the Mississippi Fire Prevention Code)		
Specific Legal Authority Authorizing the promulgation of Rule: Miss. Code § 45-11-105		Reference to Rules repealed, amended or suspended by the Proposed Rule: Miss. Admin. Code, Title 19, Part 7, Chapter 7	

A. Estimated Costs and Benefits

1. Briefly summarize the benefits that may result from this regulation and who will benefit: The Amendments proposed update to the most current edition of the family of codes published by the International Code Council and add compliance standards for the sale of burglar bars. The benefit to the consumer will be use of the safest and most current standards. The benefit to the construction industry will be clarification of the expectations placed upon them.
2. Briefly describe the need for the proposed rule: The amendments are needed to modernize the rules, and to address needed standards for the sale of burglar bars.
3. Briefly describe the effect the proposed action will have on the public health, safety, and welfare:
The Amendment of the rules will result in use of the safest and most current version of the family of codes published by the International Code Council for use in construction. Use of current standards in Mississippi increases safety and provides a basis for lowering insurance premiums.
4. Estimated Cost of implementing proposed action:
 - a. To the agency
☒ Nothing ☐ Minimal ☐ Moderate ☐ Substantial ☐ Excessive
 - b. To other state or local government entities
☒ Nothing ☐ Minimal ☐ Moderate ☐ Substantial ☐ Excessive
5. Estimated Cost and/or economic benefit to all persons directly affected by the proposed rule:

- c. Cost:
☐ Nothing ☒ Minimal ☐ Moderate ☐ Substantial ☐ Excessive
- d. Economic Benefit:
☐ Nothing ☐ Minimal ☐ Moderate ☒ Substantial ☐ Excessive
6. Estimated impact on small businesses:
☐ Nothing ☒ Minimal ☐ Moderate ☐ Substantial ☐ Excessive
- a. Estimate of the number of small businesses subject to the proposed regulation:
This regulation would apply only to new construction of State owned facilities and places of public assembly, high rise construction (buildings over 75 feet in height), prison construction, and private fraternities and sororities located on state property. This impact is not quantifiable with precision at this time.
- b. Projected costs for small businesses to comply:
No additional costs to small businesses are anticipated. These businesses are already utilizing a version of the applicable codes, and would simply update their practices to the more current code versions.
- c. Statement of probable effect on impacted small businesses:
Impacted small businesses would utilize the safer and more current standards in the updated versions of applicable codes.
7. The cost of adopting the rule compared to not adopting the rule or significantly amending the existing rule (check option):
☒ substantially less than ☐ moderately less than ☐ minimally less than
☐ the same as ☐ minimally more than ☐ moderately more than
☐ substantially more than ☐ excessively more than
8. The benefit of adopting the rule compared to not adopting the rule or significantly amending the existing rule (check option):
☐ substantially less than ☐ moderately less than ☐ minimally less than
☐ the same as ☐ minimally more than ☒ moderately more than
☐ substantially more than ☐ excessively more than

B. Reasonable Alternative Methods

1. Other than adopting this rule, are there less costly or less intrusive methods for achieving the purpose of the proposed rule?
☐ yes ☒ no
2. If yes, please briefly describe available, reasonable alternative(s) and the reasons for rejecting those alternatives in favor of the proposed rule. (Please see §25-43-4.104 for factors you must consider.)

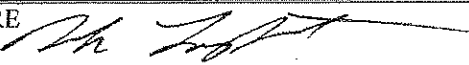
C. Data and Methodology

1. Please briefly describe the data and methodology you used in making the estimates required by this form: Updated Codes are released every three (3) years. Agency knowledge of previous amendments and their impact were applied in making the estimates required by this form.

D. Public Notice

1. Where, when, and how may someone present their views on the proposed rule and request an oral proceeding on the proposed rule if one is not already scheduled? A person may send comments, suggestions, and a request for an oral proceeding to:

Mississippi Insurance Dept.
Attn: Mark Lampton, Special Asst. Att. Gen.
P.O. Box 79
Jackson, MS 39205-0079
or via email at: mark.lampton@mid.ms.gov

SIGNATURE 	TITLE Special Assistant Attorney General
DATE November 22, 2016	PROPOSED EFFECTIVE DATE OF RULE February 1, 2017